

**DECLARATION FOR UTILITY PATENT APPLICATION**

AS BELOW-NAMED INVENTOR(S), I/WE HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**RAPID-HEATING DRUG DELIVERY ARTICLE AND METHOD OF USE**

The specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International

Application Number

and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Application Number	Country	Day/Month/Year Filed	Priority Not Claimed
			<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

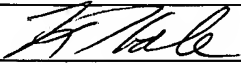
Application Serial Number	Filing Date
60/296,225	06/05/2001
60/294,203	05/24/2001
60/317,479	09/05/2001
60/345,882	11/09/2001
60/345,145	11/09/2001
60/345,876	11/09/2001
60/332,280	11/21/2001
60/336,218	10/30/2001
60/335,049	10/30/2001
60/371,457	04/09/2002
60/332,279	11/21/2001
60/332,165	11/21/2001
60/342,066	12/18/2001
60/412,068	09/18/2002

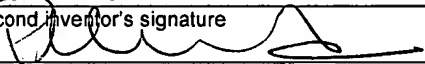
I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, CFR Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

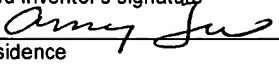
Application Serial Number	Filing Date	Status
10/057,197	10/26/2001	Pending
10/057,198	10/26/2001	Pending
10/146,080	05/13/2002	Pending
10/146,086	05/13/2002	Pending
10/146,088	05/13/2002	Pending
10/146,515	05/13/2002	Pending
10/146,516	05/13/2002	Pending
10/150,056	05/15/2002	Pending
10/150,267	05/15/2002	Pending
10/150,268	05/15/2002	Pending
10/150,591	05/17/2002	Pending
10/150,857	05/17/2002	Pending
10/151,596	05/16/2002	Pending
10/151,626	05/16/2002	Pending
10/152,639	05/20/2002	Pending
10/152,640	05/20/2002	Pending

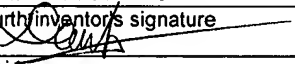
10/152,652	05/20/2002	Pending
10/153,139	05/20/2002	Pending
10/153,311	05/21/2002	Pending
10/153,313	05/20/2002	Pending
10/153,831	05/21/2002	Pending
10/153,839	05/21/2002	Pending
10/154,594	05/23/2002	Pending
10/154,765	05/23/2002	Pending
10/155,097	05/23/2002	Pending
10/155,373	05/22/2002	Pending
10/155,621	05/22/2002	Pending
10/155,703	05/22/2002	Pending
10/155,705	05/22/2002	Pending
10/280,315	11/25/2002	Pending
10/302,010	11/21/2002	Pending
10/302,614	11/21/2002	Pending
10/322,227	12/17/2002	Pending

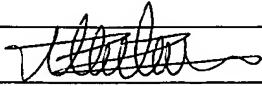
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

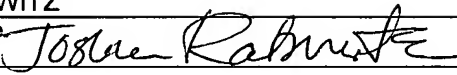
Full name of sole or first inventor Ron L. HALE	
Sole or first inventor's signature 	Date 8-1-03
Residence	
Citizenship United States	
Post Office Address 17085 Skyline Boulevard	
Woodside, CA 94062	

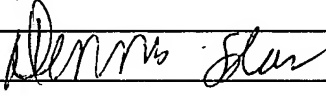
Full name of second inventor, if any Peter M. LLOYD	
Second inventor's signature 	Date 01 AUGUST 03
Residence	
Citizenship United States	
Post Office Address 30 Carisa Court	
Walnut Creek, CA 94597	

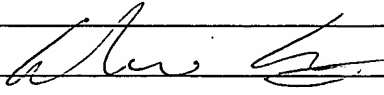
Full name of third inventor, if any Amy LU	
Third inventor's signature 	Date Aug. 01, 2003
Residence	
Citizenship United States	
Post Office Address 1090 Valley View Court	
Los Altos, CA 94024	

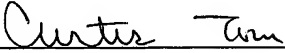
Full name of fourth inventor, if any Daniel J. MYERS	
Fourth inventor's signature 	Date 8-1-03
Residence	
Citizenship United States	
Post Office Address 1599 Morgan Street	
Mountain View, CA 94043	

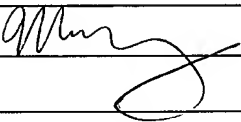
Full name of fifth inventor, if any <b>Reynaldo J. QUINTANA</b>	
Fifth inventor's signature 	Date 08/01/03
Residence	
Citizenship United States	
Post Office Address 1640 Virginia Street	
Redwood City, CA 94061	

Full name of sixth inventor, if any <b>Joshua D. RABINOWITZ</b>	
Sixth inventor's signature 	Date 8-1-03
Residence	
Citizenship United States	
Post Office Address 750 N. Shoreline Boulevard #98	
Mountain View, CA 94043	

Full name of seventh inventor, if any <b>Dennis W. SOLAS</b>	
Seventh inventor's signature 	Date 8/1/03
Residence	
Citizenship United States	
Post Office Address 22 Sequoia Way	
San Francisco, CA 94127	

Full name of eighth inventor, if any <b>Soonho SONG</b>	
Eighth inventor's signature 	Date 8/1/03
Residence	
Citizenship North Korea	
Post Office Address 580 Arastradero Road #204	
Palo Alto, CA 94306	

Full name of ninth inventor, if any Curtis TOM
Ninth inventor's signature  Date 8/1/03
Residence
Citizenship United States
Post Office Address 2237 Bunker Hill Drive
San Mateo, CA 94402

Full name of tenth inventor, if any Martin J. WENSLEY
Ninth inventor's signature  Date 8/1/03
Residence
Citizenship United Kingdom
Post Office Address 88 King Street #618
San Francisco, CA 94107

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

Wensley, *et al.*

APPLICATION NO.: Unassigned

FILED: Concurrently Herewith

FOR: **RAPID-HEATING DRUG DELIVERY ARTICLE  
AND METHOD OF USE**

EXAMINER: Unassigned

ART UNIT: Unassigned

**Power of Attorney by Assignee and Certification**  
**Under 37 C.F.R. § 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, the undersigned, acting on behalf of the Assignee of the entire right, title and interest in the above-identified patent application, by virtue of an Assignment filed concurrently herewith, appoint the attorneys and agents listed below to prosecute this application and transact all business with the U.S. Patent and Trademark Office in connection therewith. This appointment is to the exclusion of the inventor(s) and their attorney(s) and agent(s) in accordance with the provisions of 37 C.F.R. § 3.71.

All prior powers of attorney for this application are hereby revoked. The Assignee hereby appoints

STEPHEN E. ARNETT, Registration No. 47,392; RODGER K. CARREYN, Registration No. 50,774; CARLOS CANDELORO, Registration No. 52,691; MAY Y. CHAN, Registration No. 51,053; BRIAN R. COLEMAN, Registration No. 39,145; CHRISTOPHER DALEY-WATSON, Registration No. 34,807; PETER J. DEHLINGER, Registration No. 28,006; DAVID BOGART DORT, Registration No. 50,213; DAVID T. DUTCHER, Registration No. 51,638; LEEANN GORTHEY, Registration No. 37,337; JOSEPH HAMILTON, Registration No. 51,770; PAUL L. HICKMAN, Registration No. 28,516; EDWARD S. HOTCHKISS, Registration No. 33,904; STEVEN KELLEY, Registration No. 43,449; JONATHAN P. KUDLA, Registration No. 47,724; STEVEN D. LAWRENZ, Registration No. 37,376; JACQUELINE F. MAHONEY, Registration No. 48,390; SHAILESH MEHRA, Registration No. 44,934; JUDY M. MOHR, Registration No. 38,563; CHUN M. NG, Registration No. 36,878; KENNETH H.

OHRINER, Registration No. 31,646; PAUL T. PARKER, Registration No. 38,264; MAURICE J. PIRIO, Registration No. 33,273; TIM R. SEELEY, Registration No. 53,575; LAUREN SLIGER, Registration No. 51,086; CARINA M. TAN, Registration No. 45,769; LARRY W. THROWER, Registration No. 47,994; GLENN E. VON TERSCH, Registration No. 41,364; JOHN M. WECHKIN, Registration No. 42,216; JAMES A.D. WHITE, Registration No. 43,985; MICHAEL J. WISE, Registration No. 34,047; ROBERT G. WOOLSTON, Registration No. 37,263; JAMES J. ZHU, Registration No. 52,396; all affiliated with Perkins Coie LLP;

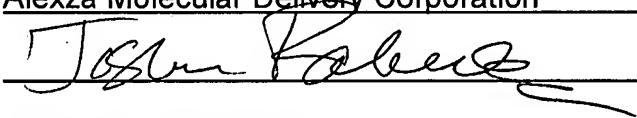
and ELAINE C. STRACKER, Registration No. 43,166, affiliated with Alexza Molecular Delivery Corporation.

Address all correspondence to:

Alexza Molecular Delivery Corporation  
1001 East Meadow Circle  
Palo Alto, CA 94303  
(650) 687-3900

In accordance with 37 C.F.R. § 3.73(b), I hereby certify that I am empowered to act on behalf of the Assignee. To the best of my knowledge and belief, title is in the Assignee, as evidenced by the Assignment noted above.

I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, USC § 1001 and that such willful false statements may jeopardize the validity of this application or any patent resulting therefrom.

ASSIGNEE: Alexza Molecular Delivery Corporation  
Signature:   
Typed Name: Joshua D. Rabinowitz  
Title: Vice President, Research  
Date: 8/1/03  
Address: 1001 East Meadow Circle, Palo Alto, CA 94303

<Operation flag: do not delete.>